

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ASHLEY PELMAN, a child under the age of 18 years, by her	:
mother and natural guardian, ROBERTA PELMAN, JAZLEN	:
BRADLEY, NIASSA BRADLEY, SHAKIMA, children under	:
the age of 18 years, by their father and natural guardian,	02 CIV. 7821 (RWS)
ISRAEL BRADLEY, JULIAN TAWFIK a child under the age	:
of 18 years, by his mother and natural guardian HAZEM	Judge Sweet
TAWFIK, GREGORY RHYMES a child under the age of 18	:
years, by his mother and natural guardian, DOLORES	Magistrate Judge Freeman
CARRION, WILLIAM SCAGLIONE a child under the age of	:
18 years, by his mother and natural guardian, TINA	:
SCAGLIONE, And on Behalf of all other Similarly Situated	:
Persons,	:
	: AFFIRMATION OF
	: <u>MELISSA A. GABRIEL</u>
	:
Plaintiffs	:
	:
-v.-	:
	:
MCDONALD'S CORPORATION,	:
	:
Defendant.	:
	: -----X

MELISSA A. GABRIEL hereby declares under penalty of perjury under the laws of the United States of America that the foregoing is true and correct:

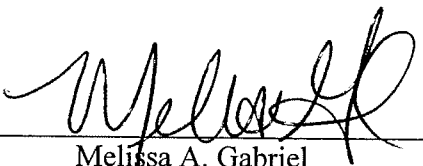
1. I am an associate with the firm of Winston & Strawn LLP, counsel to Defendant McDonald's Corporation. I have personal knowledge of the facts recited in this affirmation which I submit in support of Defendants' motion to strike the class allegations and deny class certification.

2. Annexed hereto are true and correct copies of the following documents:

- A. *Pelman v. McDonald's Corp. (Pelman II)*, No 02 Civ. 7821, 2003 WL 22052778 (S.D.N.Y. Sept. 3, 2003);
- B. *Hooper v. HM Mane Solutions, LLC*, No. 103034/05, 2006 WL 1214818 (Sup. Ct. N.Y. County Mar. 15, 2006)

- C. *Baron v. Pfizer*, No. 6429-04, 2006 WL 1623052 (Sup. Ct. N.Y. County May 2, 2006);
- D. Complaint in *Barber v. McDonald's, et. al.*, No. 23145-2002 (Sup. Ct. N.Y. County), filed July 24, 2002;
- E. Complaint in *Bradley v. McDonald's et. al.*, No. CV 02 3989 (E.D.N.Y.), filed July 12, 2002.

Dated: New York, New York
July 26, 2007



Melissa A. Gabriel

NY:1125986.1